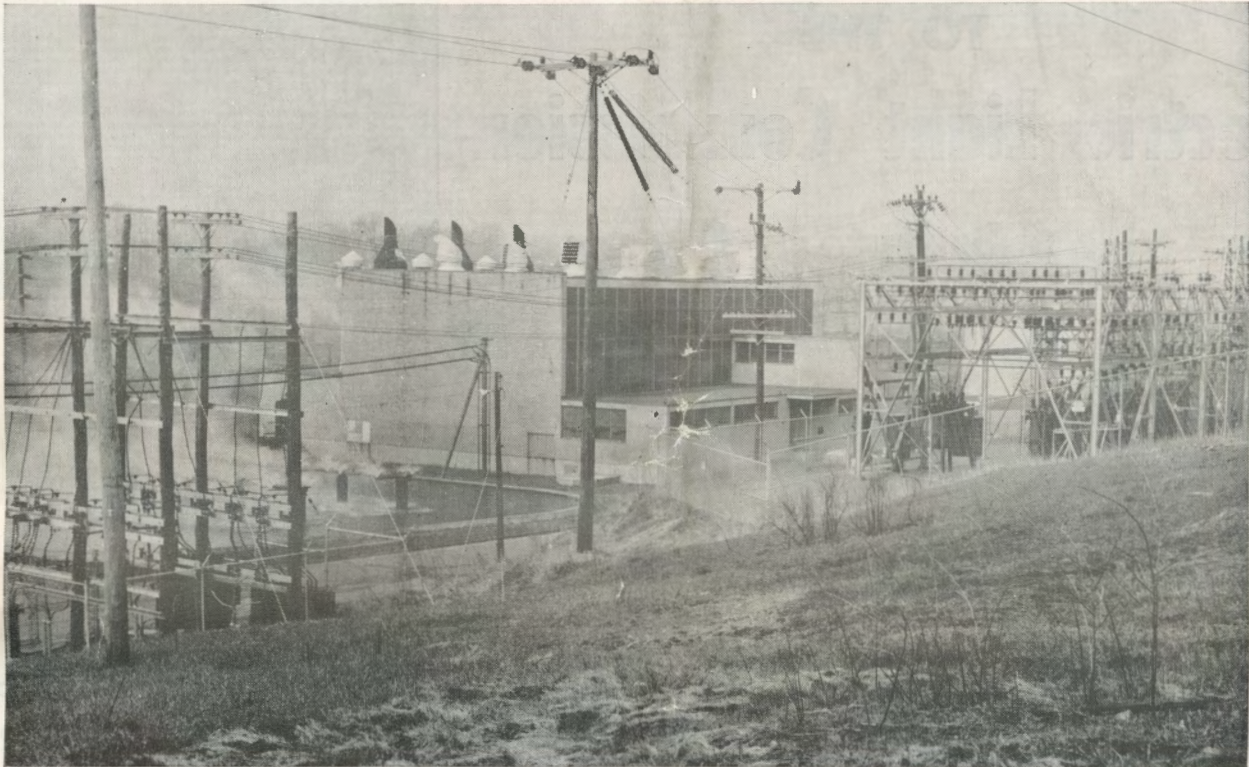


---

# **YOUR ELECTRIC LIGHT PLANT**

---



**YOUR \$4,500,000.00 INVESTMENT**

---

**PROTECT  
YOUR INVESTMENT**

---



---

# **ELECT THE QUALIFIED MAN**

**GERARD G. (Jerry)**

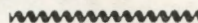
# **McDUFF**

**TO THE  
Electric Light Commission**

**There's No Substitute for Experience**



**An Electrical Man for an Electrical Position  
30 Years Electrical and Business Experience**



## **The Conflict Of Interest Situation**

Mr. Kenneth R. Flynn, candidate for re-election as a member of the Municipal Light Commission, is and has been for the past several years also serving as Acting Superintendent of the Moth and Shade Tree Department. In the former capacity he serves as an elected representative of the people, elected to exercise his free, independent and best judgment in the administration of the affairs of your multi-million dollar power plant. In the latter capacity he is an appointee of the Mayor and serves at his will and discretion.

What is my position, you may ask. Why do I speak out on these matters concerning Mr. Flynn? My position is this — in my opinion it is not in the best interests of the city to have any employee of the City of Peabody also serving as a member of the Commission. Why? Because that individual, as an employee of the City of Peabody has the Mayor as his boss and he is bound to be subservient to his wishes. The employee-commissioner cannot serve two masters, the citizens who elected him and the Mayor who has administrative authority over his job as a city employee. Which master will he serve? His livelihood and the support of his family depend on his city job, not on his position as a member of the Municipal Light Commission. It is not difficult to perceive who the real Commissioner will in fact be under these circumstances. This situation is not, in my opinion, for the best interest of all of the people of Peabody.

---



Was Commissioner Flynn acting for the best interests of this City when, as Acting Superintendent of the Tree Department, he accepted compensation from a private firm hired by the Electric Light Department?

The City Solicitor said "No" in the following opinion:

ANKELES & ANKELES  
COUNSELLORS AT LAW  
29 Lowell Street  
PEABODY, MASS.

TEL. JEFFERSON 1-7000  
1-7001

ABRAHAM ANKELES  
HARRY ANKELES

December 31, 1959

Mr. James H. Paras, Chairman  
Peabody Municipal Light Commission  
70 Endicott Street  
Peabody, Massachusetts

Dear Sir:

On November 27, 1959, acting for the Commission, you forwarded to my office an invoice of Carpenter-Costin Co., dated October 9, 1959, a copy of which is attached, and you requested my opinion "as to whether or not the Electric Light Commission can legally approve for payment the item "Supervision" which item is for compensation paid by Carpenter & Costin Co. to Electric Light Commissioner Kenneth R. Flynn for services rendered by him as "Acting Superintendent of the Moth and Shade Tree Department" to supervise the trimming and cutting of shade trees along the transmission lines of the Municipal Light Plant by said company."

My opinion is in the negative. The Commission cannot legally approve such item for payment.

My opinion, of course, extends to the payments made and approved by you and the Commission under Warrants Nos. 129, 142, and 167 of 1958, Warrants Nos. 20B, 21B, 24B, 26B, and 28B of 1959.

A copy of this opinion is being forwarded to Judge John E. Murphy, counsel for the Commission, City Auditor Francis Haran, and Commissioner Kenneth R. Flynn.

Very truly yours,

*Abraham Ankeles*  
Abraham Ankeles  
City Solicitor

AA:jj  
Enclosure



## RATES

The people of Peabody enjoy a low electric light rate and Peabody is one of the few cities which continues to grant a ten per cent (10%) discount.

It has been the feeling of the majority of your Electric Light Board to grant an additional discount to the users when such discount is warranted by increased earnings.

This year the majority of your Commissioners voted to grant an additional discount of ten per cent (10%) making a total discount of twenty per cent (20%) for the months of April, May, and June.

**COMMISSIONER FLYNN VOTED AGAINST GIVING THE 20% DISCOUNT TO YOU.**

## METER JUMPING

While you were paying your Electric Light bills, Commissioner Flynn voted **NOT TO INVESTIGATE, NOT TO PROSECUTE**, alleged "meter jumpers" and **NOT TO COLLECT JUST BILLS DUE FROM THE ALLEGED "METER JUMPERS"**.

**WHY?**

## PLANT EFFICIENCY

Acting Superintendent of the Moth and Shade Tree Department, Kenneth R. Flynn, serving as a member of the Municipal Light Commission, has voted time and again, with reckless abandon, with respect to the disposition of electric light funds. For example, he has consistently voted to transfer excessively large sums of these receipts to the Mayor for general purposes rather than conserving these much-needed funds for the continued improvement and expansion of your power plant.

## CONCLUSION

By his conduct, Mr. Flynn has proved what you already know — no man can serve two masters.

I respectfully suggest that you consider Mr. Flynn's conflict of interest status when you cast your vote for Electric Light Commissioner. One who is subservient to the Mayor cannot give unqualified service to the people.

**ELECT AS YOUR LIGHT COMMISSIONER**

**GERARD G. McDUFF**

257 LYNN STREET

**X**

GERARD G. McDUFF, 257 Lynn Street